

KEVIN G. HORBATIUK (KGH-4977)
MATTHEW P. MAZZOLA (MM-7427)
RUSSO, KEANE & TONER, LLP
Attorneys for Defendant
CUNNINGHAM DUCT WORK s/h/i/a
CUNNINGHAM DUCT CLEANING CO., INC.
26 Broadway - 28th Floor
New York, New York 10004
(212) 482-0001

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

**IN RE COMBINED WORLD TRADE CENTER
AND LOWER MANHATTAN DISASTER SITE
LITIGATION**

FERNANDA SANTOS,

Plaintiff,

-against-

**100 CHURCH, LLC, AMBIENT GROUP, INC.,
AMERICAN EXPRESS BANK, LTD., AMERICAN
EXPRESS COMPANY, AMERICAN EXPRESS
TRAVEL RELATED SERVICES COMPANY, INC.,
BATTERY PARK CITY AUTHORITY, BFP ONE
LIBERTY PLAZA CO., LLC., BFP TOWER
C CO., LLC, BFP TOWER C MM LLC
BLACKMON-MOORING STEAMATIC
CATASTOPHE, INC., d/b/a BMS CAT, BROOKFIELD
FINANCIAL PROPERTIES, INC., BROOKFIELD
FINANCIAL PROPERTIES, L.P., BROOKFIELD
PARTNERS, L.P., BROOKFIELD PROPERTIES
CORPORATION, BROOKFIELD PROPERTIES
HOLDINGS, INC., CUNNINGHAM DUCT
CLEANING CO., DEPARTMENT OF
BUSINESS SERVICES, ENVIRONMENTAL
CONSULTANTS, INC., HILLMAN ENVIRONMENTAL
GROUP, LLC., HUDSON VIEW EAST
CONDOMINIUM, HUDSON VIEW TOWER
ASSOCIATES, INDOOR AIR PROFESSIONALS, INC.,
INDOOR ENVIRONMENTAL TECHNOLOGY, INC.,
LAW ENGINEERING, P.C., LEHMAN BROTHERS
HOLDINGS, INC., LEHMAN BROTHERS, INC.,**

21 MC 102 (AKH)

**DOCKET NO:
07 CV 05319**

**NOTICE OF
ADOPTION OF
ANSWER TO
MASTER COMPLAINT**

**BEHMAN COMMERCIAL PAPER, INC., MERRILL
LYNCH & CO., INC., NEW YORK
CITY SCHOOL CONSTRUCTION,
AUTHORITY, ONE WALL STREET
HOLDINGS, LLC., R Y MANAGEMENT, CO.,
ROYAL AND SUN ALLIANCE INSURANCE
GROUP., PLC, RY MANAGEMENT, THE
BANK OF NEW YORK COMPANY, INC.,
TRAMMELL CROW COMPANY, TRAMMELL
CROW CORORATE SERVICES, INC., TRC
ENGINEERS, INC., TUCKER ANTHONY, INC.,
VERIZON NEW YORK, INC., WFP RETAIL
CO., G.P., CORP., WFP RETAIL
CO., L.P., WFP TOWER A CO., WFP TOWER A
CO., G.P., CORP., WFP TOWER A COP., L.P.,
AND ZAR REALTY MANAGEMENT CORP., ET AL.**

Defendants.

.....X

PLEASE TAKE NOTICE, that defendant **CUNNINGHAM DUCT WORK s/h/i/a**
CUNNINGHAM DUCT CLEANING CO., INC. ("CUNNINGHAM"), by its attorneys, RUSSO,
KEANE & TONER, LLP, as and for its Response to the allegations set forth in the Complaint by
Adoption (Check-Off-Complaint) Related to the Master Complaint filed in the above referenced
action, hereby adopt their Answer to Master Complaint dated, August 1, 2007, which was filed in
the matter of *In Re World Trade Center Lower Manhattan Disaster Site Litigation*, 21 MC 102
(AKH).

WHEREFORE, the defendant, CUNNINGHAM demands judgment dismissing the above
captioned caption action as against it, together with its costs and disbursements and for such other
and further relief as this Court deems just and proper.

Dated: New York, New York

April 30, 2008

Kevin G. Horbatiuk

Kevin G. Horbatiuk (KGH4977)

Matthew P. Mazzola (MM-7427)

Attorneys for Defendant

CUNNINGHAM DUCT WORK s/h/i/a

CUNNINGHAM DUCT CLEANING CO., INC.

RUSSO, KEANE & TONER, LLP

26 Broadway, 28th Floor

New York, New York 10004

(212) 482-0001

TO: CHRISTOPHER R. LaPOLA, ESQ.,
WORBY GRONER EDELMAN & NAPOLI BERN, LLP
Attorney for Plaintiff
FERNANDA SANTOS
115 Broadway 12th Floor
New York, New York 10006
(212) 267-3700

CERTIFICATION OF SERVICE

I hereby certify that a copy of the above and foregoing has been served upon the following listed person by placing a copy of the same in the United States mail, postage prepared and properly addressed, this the 30th day of April, 2008.

CHRISTOPHER R. LaPOLA, ESQ.,
WORBY GRONER EDELMAN & NAPOLI BERN, LLP
Attorney for Plaintiff
FERNANDA SANTOS
115 Broadway 12th Floor
New York, New York 10006

Kevin G. Horbatiuk
KEVIN G. HORBATIUK